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Attorneys for Plaintiff
ESCAPEX IP, LLC

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ESCAPEX IP, LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

Case No.: 3:22-cv-08711-VC

**PLAINTIFF'S RESPONSE TO
DEFENDANT'S SUPPLEMENTAL
EVIDENCE RE: MOTION FOR
ATTORNEYS' FEES PURSUANT TO 35
U.S.C. § 285**

1 Pursuant to the Court's request during the July 20, 2023 Hearing, Plaintiff Escapex IP,
2 LLC's ("Escapex") provides its response to Defendant Google LLC's ("Google") Supplemental
3 Evidence Re: Motion for Attorneys' Fees ("Supplement") (ECF 55).

4 Civil Local Rule 54-5(b)(2) requires declarations submitted in support of motions for
5 attorney fees to include, among other things, "A statement of the services rendered by each
6 person for whose services fees are claimed, *together with* a summary of the time spent by each
7 person...." (emphasis added). The declarations submitted by Google's counsel (ECF 51-1 and
8 51-2) fail to comply with this Rule.

9 The Declaration of Brian Banner identifies three firm Shareholders who "billed" a
10 specified number of hours "in connection with Google's motion for fees". (ECF 55-1, ¶¶ 5-7).
11 Similarly, the Declaration of Asim M. Bhansali identifies two Partners and one Associate who
12 "billed" a specified number of hours "in connection with Google's motion for fees". (ECF 55-2,
13 ¶¶ 5-7). Rule 54-5(b)(2) requires more than a summary of the time spent by each person: it also
14 requires a statement of the services rendered. The declarations submitted by Google's counsel
15 are devoid of any description of what services were rendered by each of the six persons
16 identified in the declarations.

17
18 Therefore, Google should not be awarded the fees it seeks in its Supplement.

19 Dated: July 27, 2023

Respectfully submitted,

20 RAMEY LLP

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